

This Page Is Inserted by IFW Operations
and is not a part of the Official Record

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

IMAGES ARE BEST AVAILABLE COPY.

**As rescanning documents *will not* correct images,
please do not report the images to the
Image Problem Mailbox.**



Dep Ref
#357

MS 16
PATENT
1794-0157P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: HIRAYAMA, Hideki et al. Conf.:
Appl. No.: 10/626,661 Group: UNASSIGNED
Filed: July 25, 2003 Examiner: UNASSIGNED
For: ULTRAVIOLET LIGHT-EMITTING DEVICE IN WHICH P-TYPE
SEMICONDUCTOR IS USED
Patent No.: Issued:
Control No.:
ATTN: REFUND SECTION
ACCOUNTING DIVISION
OFFICE OF FINANCE

REQUEST FOR REFUND
(Improper Charge of Deposit Account)

MS 16

Director of the U.S. Patent
and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

October 15, 2003

Sir:

I. REFUND REQUEST

This is a request for a refund with respect to the charge to Deposit Account
02-2448 shown on the statement for the month of July 2003 for the above-identified

☒ application ☐ patent

☒ A copy of the monthly statement in which the error referred to occurs,
accompanies this request.

II. FEES CHARGED FOR WHICH REFUND REQUESTED

	AMOUNT OF REFUND <u>REQUESTED</u>
<input type="checkbox"/> filing fee	_____
<input type="checkbox"/> surcharge for filing the basic filing on a date later than the filing date of the application (37 C.F.R. § 1.16(e))	_____
and/or	
<input type="checkbox"/> surcharge for filing the oath or declaration on a date later than the filing date of the application (37 C.F.R. § 1.16(e))	_____
<input type="checkbox"/> extension of term	
<input type="checkbox"/> first month	_____
<input type="checkbox"/> second month	_____
<input type="checkbox"/> third month	_____
<input type="checkbox"/> fourth month	_____
<input type="checkbox"/> excess claims	_____
<input type="checkbox"/> issue fee	_____
<input type="checkbox"/> petition fee	_____
<input type="checkbox"/> patent maintenance fee	
<input type="checkbox"/> first maintenance fee	_____
<input type="checkbox"/> second maintenance fee	_____
<input type="checkbox"/> third maintenance fee	_____
<input type="checkbox"/> patent maintenance fee surcharge	_____
<input checked="" type="checkbox"/> Other: <u>Additional Claim Fees</u>	<u>54.00</u>
_____	_____
TOTAL REFUND REQUESTED	<u>\$54.00</u>

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

It is noted that, taking multiple-dependencies into account, 20 total claims and 5 independent claims should be counted in the present application for the purposes of fee payment. Accordingly the \$168.00 fee for two (2) additional independent claims was submitted concurrently with this application on July 25, 2003.

It is noted that the confusion over the \$54.00 charge to the undersigned's deposit account seems to be over claim 13. This claim is multiple-dependent and depends upon claims 4, 5, 11, and 12. In this regard, it is noted that claim 11 depends on claim 9, which in turn depends upon claims 6, 7, and 8. Since a multiple-dependent claim cannot depend upon another multiple-dependent claim, it is respectfully submitted that claim 13 is in improper multiple-dependent form, and should therefore be counted as only a single claim for the purposes of fee payment. See MPEP 608.01(n) (I) (G) (2) (b).

In view of the foregoing, it is again respectfully requested that \$54.00 be credited to the undersigned's deposit account.

IV. MANNER OF REFUND

Please make refund by crediting Account No. 02-2448.

We respectfully request that the attached copy of this letter be returned to us with an indication that the credit has been processed.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By: Joe McKinney Muncy
Joe McKinney Muncy, #32,334

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

KM/asc
1794-0157P

Attachment(s)